BOEHM, KURTZ & LOWRY

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Via Overnight Mail

December 11, 2013

Mr. Jeff Derouen, Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602

Re: <u>Case No. 2013-00413</u>

Dear Mr. Derouen:

Please find enclosed the original and ten (10) copies of the KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC's MOTION FOR THE PREPARATION OF A STENOGRAPHIC TRANSCRIPTION for filing in the above-referenced matter.

By copy of this letter, all parties listed on the Certificate of Service have been served. Please place these documents of file.

Very Truly Yours,

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq. Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

MLKkew Attachment

cc:

Certificate of Service Quang Nyugen, Esq. Richard Raff, Esq.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by electronic mail (when available) and by regular, U.S. mail, unless other noted, this 11th day of December, 2013 to the following:

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq. Jody Kyler Cohn, Esq.

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Honorable James M Miller Sullivan, Mountjoy, Stainback & Miller, PSC 100 St. Ann Street P.O. Box 727 Owensboro, KENTUCKY 42302-0727

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COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF: JOINT APPLICATION OF KENERGY CORP. AND BIG RIVERS ELECTRIC CORPORATION FOR

Case No. 2013-00413

APPROVAL OF CONTRACTS AND FOR A DECLARATORY

ORDER

KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC. MOTION FOR PREPARATION OF A STENOGRAPHIC TRANSCRIPTION

Kentucky Industrial Utility Customers, Inc. ("KIUC") moves the Kentucky Public Service Commission ("Commission") pursuant to 807 KAR 5:001, Section 9(9)(a)(1) and 807 KAR 5:001, Section 9(9)(a)(2) for Order providing for a stenographic transcript of the hearing beginning January 6, 2014 in this proceeding to be prepared by a Commission-authorized court reporter. KIUC understands that pursuant to 807 KAR 5:001, Section 9(9)(a)(3) that it will be responsible for the cost of the transcript and having the transcript filed in the record.

The transcription will aid the parties in the briefing of this matter, and may aid the Commission in its deliberations.

KIUC requests that the stenographic transcription be made with the court reporter present in the hearing room and not from the digital recording.

WHEREFORE, KIUC respectfully requests the Commission enter an Order:

1. Providing for the stenographic transcription of the hearing scheduled to begin January 6, 2014 in this matter; and

2. Such further relief to which it may appear entitled.

Respectfully submitted,

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq. Jody Kyler Cohn, Es.

BOEHM, KURTZ & LOWRY

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COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.

December 11, 2013